

# COUNTY OF YORK

## MEMORANDUM

**DATE:** June 30, 2000

**TO:** York County Board of Supervisors

**FROM:** Daniel M. Stuck, County Administrator

**SUBJECT:** Resolution Authorizing Purchase of James City County's Interest in Certain Property Held for the Benefit of Sanitary District No. 1

In October 1960, York County and James City County, acting through sanitary districts previously created in each county, entered into an Agreement (subsequently amended in November 1962) whereby the counties agreed to share the cost of acquiring certain property necessary to operate a sewage disposal plant and associated pipelines near the intersection of Lodge Road and Route 199. The greater part of the real property, sometimes collectively known as the Sewage Disposal Plant Property, consists of three separate parcels comprising approximately 8.5 acres. A plat showing the location and configuration of those three parcels is attached. The disposal plant, which formerly occupied the property, no longer exists and the property has been unused for a number of years. This property will be needed by York County in connection with an extensive sewer extension project in the vicinity of Route 199, for which the Board approved a \$9.4 million bond issue in December 1999. The property in question will be used to construct a pump station and related facilities in connection with the project.

In order for the County to own the property without encumbrance, and without the restrictions placed upon it by virtue of the Joint Agreement with James City County, I have proposed to James City County that York County purchase all of James City County's interest in the property so that the property can be released from the terms of the Joint Agreement. Although title to the property is held in the name of York County, the Joint Agreement indicates that James City County contributed 33% of its purchase price. Moreover, the Joint Agreement provides that no real property or any interest therein which is subject to the terms of the Joint Agreement may be disposed of without an authorized resolution adopted by the governing bodies of both jurisdictions permitting the disposal of the real property or any interest therein.

I have been in contact with Sanford B. Wanner, my counterpart in James City County, and the County Attorneys for York County and James City County have likewise conferred, and an agreement has been reached that the staffs of each jurisdiction will submit appropriate resolutions to both governing bodies authorizing York County to purchase James City County's interest in the property. The County Assessors for both jurisdictions have also

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conferred and have agreed that the total value for all three parcels is \$20,000, meaning that the value of James City County's one-third interest in the property equals \$6,600.00.

It is my recommendation that the Board of Supervisors adopt proposed Resolution R00-118 which authorizes that all actions necessary be taken to accomplish the purchase of James City County's interest in the subject property for the sum of \$6,600.00, and further authorizes the execution of such agreements or documentation as may be required to evidence the release of the Sewage Disposal Plant Property from the terms and conditions of the Joint Agreement, as amended.

Barnett/3440:mrc

Enclosures